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UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

IN RE SUBPOENA TO CLOUDFLARE )  
 )  
 )  
 ) **REPLY IN SUPPORT OF J. DOE'S**  
 ) **MOTION TO QUASH SUBPOENA**

For the reasons set forth in Doe’s opening brief, to which subpoena issuant Daniel D’Ambly’s has failed to respond, this Court should grant Doe’s motion to quash the subpoena.

On January 5, 2023, three days before the subpoena’s return date, Doe filed the motion to quash and served D’Ambly via counsel, as listed on the subpoena. Dkts. 1-3. On January 23, Magistrate Judge Alex G. Tse ordered D’Ambly to file any opposition, and any consent to magistrate judge jurisdiction, by February 6, 2023. Dkt. 9. Judge Tse also ordered Doe to serve

1 D'Ambly with a copy of the Court's order and with a consent form. *Id.* On January 24, Doe  
2 complied with the Court's order. Dkt. 10. On February 7, Judge Tse ordered the case to be  
3 reassigned, and the clerk reassigned the case to Judge Haywood S. Gilliam, Jr. On February 9, Doe  
4 served D'Ambly's lawyer with the Court's reassignment order and Judge Gilliam's standing order  
5 for civil cases.

6 As the opening brief explains, the subpoena violates the Federal Rules of Civil Procedure's  
7 prohibition on subpoenas that cause an undue burden or are overbroad, as well as Doe's First  
8 Amendment rights to anonymity and free association. Doe properly served D'Ambly, who failed to  
9 timely defend his subpoena. Doe respectfully requests that the Court end the continuing burden the  
10 threat of disclosure poses, and quash the subpoena.

11  
12 DATED: February 13, 2023

/s/ Mukund Rathi

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**PROOF OF SERVICE**

I, Victoria Python, declare as follows:

I am over the age of 18 years and not a party to the within action. I am employed in the County of San Francisco, State of California. My business address is 815 Eddy Street, San Francisco, California 94109. I am employed in the office of a member of the bar of this court at whose direction the service was made.

On February 13, I caused the foregoing document to be served by email and U.S. Mail on the parties listed below:

Patrick Trainor Law Office of Patrick Trainor, Esq., LLC 19 Union Avenue, Ste 201 Rutherford, NJ 07070 Phone: (201) 777-3327 Email: pt@ptesq.com  <i>Counsel to Plaintiffs in D'Ambly v. Exoo</i>	Julia Rieper Cloudflare 1401 K Street, NW Washington, DC 20005-3418 Phone: (202) 860-9053 Email: jrieper@cloudflare.com  <i>Counsel to Cloudflare</i>
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I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this document was executed on February 13, 2023

*Victoria Python*  
Victoria Python